

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF MISSISSIPPI  
JACKSON DIVISION

THOMAS BRANTLEY MOORE

PETITIONER

V.

CIVIL ACTION NO. 3:08CV564 DPJ-FKB

JACQUELINE BANKS

RESPONDENT

CERTIFICATE OF APPEALABILITY

A final order adverse to the applicant having been filed in the captioned habeas corpus case, in which the detention complained of arises out of process issued by a state court or a proceeding pursuant to 28 U.S.C. § 2255, the court, considering the record in the case and the requirements of 28 U.S.C. § 2253, Rule 22(b) of the Federal Rules of Appellate Procedure, and Rule 11(a) of the Rules Governing Section 2254 Cases in the United States District Courts, hereby finds that:

XX A Certificate of Appealability should not issue. The applicant has failed to make a substantial showing of the denial of a constitutional right.

  A Certificate of Appealability should issue for the following specific issue(s):

**SO ORDERED AND ADJUDGED** this the 12<sup>th</sup> day of April, 2011.

s/ Daniel P. Jordan III  
UNITED STATES DISTRICT JUDGE